

CLASSIFICATION OFFICE DECISION

Title of publication: marie2.jpg

Other known title(s): Not stated

OFLC ref: 1200120.003

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Unrestricted.
------------------------	---------------

Descriptive note: None

Display conditions: None

Date of entry in Register: 29 March 2012

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout is classified as unrestricted.

The computer image file printout contains a medium close-up photograph of a young woman's chest and torso, which is given a mildly sexual reading due to the deliberate focus on her breasts, with no other context for the photo. However, this effect is mild. An image of breasts per se is not objectionable. Children and young persons are not likely to be shocked or disturbed by the image of a woman's breasts or to automatically associate the image with sexual activity. As a result, there is unlikely to be any injury to the public good associated with the exposure of children and younger teenagers to the image. While some teenagers and adults may be titillated by this image of naked breasts, as they may by numerous images of topless or scantily clad women, this does not constitute an injury to the public good. A restriction on the availability of the image is therefore unnecessary.

The Classification Office has considered the effects of the NZBR Act on the application of the classification criteria. The classification of this publication does not interfere with the freedom of expression as outlined in section 14 of the Bill of Rights.